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PATENT
Attorney Docket No. B0410/7273D1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Robert L. Cafferata
SERIAL NO.: 10/767,551 GROUP NO.: 1615
FILING DATE: January 29, 2004 EXAMINER: Carlos A. Azpuru
TITLE: SYSTEMS AND METHODS FOR TREATING ISCHEMIA

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence, and any document(s) referred to as enclosed herein, is/are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to MAIL STOP 16, Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on this 11th day of January 2006.


Debra M. Doherty

MAIL STOP 16
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND UNDER 37 C.F.R. § 1.26

Sir:

Applicant hereby requests a refund of the claim fees paid in excess of that required for the above-identified patent application under 37 C.F.R. § 1.26(a). As indicated on the Patent Application Fee Determination Record (a copy of which is hereby enclosed as Exhibit A), the U.S. Patent and Trademark Office has charged \$200.00 to Deposit Account No. 50-1721 for 4 extra dependent claims and \$200 for 1 extra independent claim based on the Response to Restriction Requirement and Preliminary Amendment filed on September 26, 2005. A copy of the deposit account statement is enclosed herewith as Exhibit B in accordance with 37 C.F.R. § 1.26(b).

The application as filed contained a total of 14 claims, of which 4 were independent and 10 dependent. The fee for the fourth independent claim was paid for along with the application filing fees. The amendment filed September 28, 2005 in response to the Restriction Requirement did not

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change the number of independent claims, and so one of the \$200 fees should not have been charged on September 28, 2005. The other \$200 fee, for four extra claims above 20, is correct.

Accordingly, please credit \$200 to Account No. 50-1721.

Please contact the undersigned with any questions regarding the request.

Respectfully submitted,



Joyce C. Hersh

Reg. No. 42,890

Attorney for Applicant

KIRKPATRICK & LOCKHART

NICHOLSON GRAHAM LLP

75 State Street

Boston, Massachusetts 02109

Tel. No.: (617) 261-31008

Fax No.: (617) 261-3175

Date:

January 11, 2006

PATENT APPLICATION FEE DETERMINATION RECORD
Effective October 1, 2003

Application or Docket Number

10762551

CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)
TOTAL CLAIMS	14	
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	14 minus 20 =	
INDEPENDENT CLAIMS	4 minus 3 =	1
MULTIPLE DEPENDENT CLAIM PRESENT <input type="checkbox"/>		

* If the difference in column 1 is less than zero, enter "0" in column 2

8-6-09 CLAIMS AS AMENDED - PART II

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	14	Minus	
Independent	4	Minus	3
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

SMALL ENTITY TYPE <input type="checkbox"/>		OTHER THAN SMALL ENTITY	
RATE	FEE	RATE	FEE
BASIC FEE	385.00	BASIC FEE	770.00
XS 9=		XS18=	
X43=		X86=	
+145=		+290=	
TOTAL		TOTAL	

SMALL ENTITY		OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
XS 9=		XS18=	
X43=		X86=	
+145=		+290=	
TOTAL ADDIT. FEE		TOTAL ADDIT. FEE	

102122

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	24	Minus	20
Independent	4	Minus	3
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

SMALL ENTITY		OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
XS 9=		XS18=	200
X43=		X86=	200
+145=		+290=	
TOTAL ADDIT. FEE		TOTAL ADDIT. FEE	400

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total		Minus	
Independent		Minus	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

SMALL ENTITY		OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
XS 9=		XS18=	
X43=		X86=	
+145=		+290=	
TOTAL ADDIT. FEE		TOTAL ADDIT. FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
 * If the "Highest Number Previously Paid For" ON THIS SPACE is less than 20, enter "20."
 * If the "Highest Number Previously Paid For" ON THIS SPACE is less than 3, enter "3."
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

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PATENT
Attorney Docket No. B04107273D1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Robert L. Cafferata CONF. NO.: 5081
SERIAL NO.: 10767,551 GROUP NO.: 1615
FILING DATE: January 29, 2004 EXAMINER: Carlos A. Azpuru
TITLE: SYSTEMS AND METHODS FOR TREATING ISCHEMIA

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8

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Debra M. Doherty

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Sir:

Transmitted herewith for filing is/are the following document(s):

1. Response to Restriction Requirement and Preliminary Amendment; and
2. Return Postcard

If the enclosed papers are considered incomplete, the Mail Room or other persons are respectfully requested to contact the undersigned collect at (617) 261-3100. Any required fees should be charged to the account of the undersigned, Deposit Account No. 50-1721, Reference No. B04107273D1. A duplicate of this letter is enclosed for accounting purposes.

Respectfully submitted,


Arthur Z. Bookstein
Reg. No.: 22,958
KIRKPATRICK & LOCKHART
NICHOLSON GRAHAM LLP
75 State Street
Boston, Massachusetts 02109-1808
Customer No.: 022832
Tel.: (617) 261-3100

DATE: September 26, 2005



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UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
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P.O. Box 1450
Alexandria, VA 22313-1450
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MONTHLY STATEMENT
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To replenish your deposit account, detach and
return top portion with your check. Make check
payable to Director of Patents & Trademarks.

KIRKPATRICK & LOCKHART NICHOLSON & GRAHA FINA
KAY SPIRIDIGLIOZZI
75 STATE STREET
BOSTON MA 02109-1808

Account No.
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DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
10	3	05	1	10984186	CPC-007C1	1202	350.00	46230.00
10	3	05	2	10984186	CPC-007C1	1201	400.00	45830.00
10	4	05	101	2994113	TVP-601	8503	15.00	45815.00
10	5	05	18	78349955	MCT-601 (0519180.0102)	6001	325.00	45490.00
10	5	05	70	60718518	NMT-*037PR	2085	125.00	45365.00
10	12	05	273	10484985	PZZ-002	8021	40.00	45325.00
10	13	05	70	10484985		8021	40.00	45285.00
10	18	05	498	11090787		8021	40.00	45245.00
10	18	05	566	11090825		8021	40.00	45205.00
10	19	05	2	10767551	10/7273D1	1202	200.00	45005.00
10	19	05	3	10767551	10/7273D1	1201	200.00	44805.00
10	19	05	16	10968845	MAG-012	8007	20.00	44785.00
10	24	05	32	10603064	LEX-010	1202	300.00	44485.00
10	24	05	33	10603064	LEX-010	1814	130.00	44355.00
10	26	05	6	PAYMENT		9203	-7787.00	52142.00

Exhibit B

AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT				OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
				46580.00	2225.00	7787.00	52142.00

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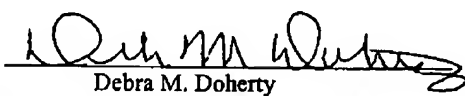
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Debra M. Doherty

MAIL STOP AMENDMENT
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

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1. Request for Refund with Exhibits A and B; and
2. Return Postcard

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Respectfully submitted,


Joyce C. Hersh

Reg. No.: 42,890

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75 State Street

Boston, Massachusetts 02109-1808

Customer No.: 022832

Tel.: (617) 261-3100

DATE: January 11, 2006

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02 FC:~~1201~~ ~~200.00~~ DA

Adjustment date: 01/26/2006 SDENB001
10/19/2005 MPEOPLES 00000002 501721 10767551
02 FC:1201 200.00 CR